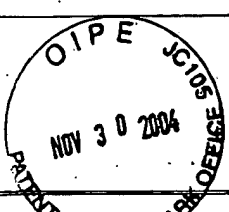
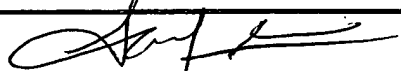
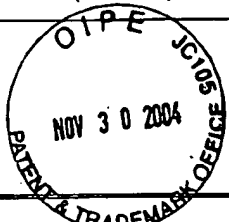
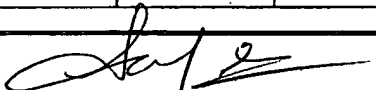


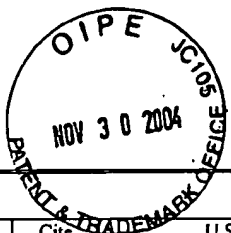
Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)				Attorney Docket No.: FRIS-710		Application Number: 09/843,286	
				First Named Inventor: Aviv EYAL, et al.			
				Filing Date: April 25, 2001		Group: 2176 2625	
U.S. PATENT DOCUMENTS							
Exam. Initial*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		Number	Kind Code ² (If known)				
✓		4,788,675		Markley L Jones et al.	11/29/1988		
✓		4,870,579		Hey	10/01/1987		
✓		4,996,642		Hey	09/25/1989		
✓		5,191,573		Arthur R Hair	03/02/1993		
✓		5,442,390		Hooper et al.	08/00/1995		
✓		5,548,724		Akizawa et al.	8/00/1996		
✓		5,583,763		John Atcheson et al.	12/10/1996		
✓		5,583,868		Rashid et al.	12/00/1996		
✓		5,659,732		Kirsch	08/19/1997		
✓		5,668,948		Balknap et al.	09/00/1997		
✓		5,675,734		Arthur R Hair	10/07/1997		
✓		5,734,719		James T Tsevdos et al.	03/31/1998		
✓		5,778,367		Wesinger Jr. et al.	7/00/1998		
✓		5,790,423		Edwin J Lau et al.	08/04/1998		
✓		5,793,980		Robert D Glaser et al.	08/11/1998		
✓		5,864,863		Burrows	01/26/1999		
✓		5,873,080		Coden et al.	02/16/1999		
✓		5,884,282		Robinson	04/09/1998		
✓		5,892,905		Brandt, et al.	04/00/1999		
✓		5,911,043A		Duffy et al.	10/1/1996		
✓		5,911,139		Jain et al.	06/08/1999		
✓		5,915,094		Kouloheris et al.	06/00/1999		
✓		5,920,856		Syeda-Mahmood	07/06/1999		

Examiner Signature		Date Considered	9/16/05
-----------------------	---	-----------------	---------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)			Attorney Docket No.: FRIS-710		Application Number: 09/843,286	
			First Named Inventor: Aviv EYAL, et al.			
			Filing Date: April 25, 2001		Group: 2176 2625	
U.S. PATENT DOCUMENTS						
Exam. Initial*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (If known)			
<input checked="" type="checkbox"/>		5,961,603		Kunkel et al.	10/00/1999	
<input checked="" type="checkbox"/>		5,963,916		Joshua D. Kaplan	10/05/1999	
<input checked="" type="checkbox"/>		5,966,440		Arthur R Hair	10/12/1999	
<input checked="" type="checkbox"/>		5,983,176		Hoffert	04/30/1997	
<input checked="" type="checkbox"/>		5,987,454		Hobbs	11/16/1999	
<input checked="" type="checkbox"/>		5,991,374A		Hazenfield	08/08/1996	
<input checked="" type="checkbox"/>		5,996,015		Day et al.	11/00/1999	
<input checked="" type="checkbox"/>		6,009,459		Belfiore et al.	12/00/1999	
<input checked="" type="checkbox"/>		6,021,409		Burrows	02/01/2000	
<input checked="" type="checkbox"/>		6,026,439 A		Chowdhury	10/28/1997	
<input checked="" type="checkbox"/>		6,035,055		Wang et al.	03/07/2000	
<input checked="" type="checkbox"/>		6,041,318 A		Danford-Klein	08/04/1997	
<input checked="" type="checkbox"/>		6,041,360		Himmel et al.	03/00/2000	
<input checked="" type="checkbox"/>		6,049,829		Li, Chia-Chang	04/00/2000	
<input checked="" type="checkbox"/>		6,058,423		Factor, Michael Edward	05/00/2000	
<input checked="" type="checkbox"/>		6,092,204		Baker	06/08/1999	
<input checked="" type="checkbox"/>		6,101,510		Stone	01/29/1997	
<input checked="" type="checkbox"/>		6,112,239		Kenner	06/18/1997	
<input checked="" type="checkbox"/>		6,134,596		Bolosky et al.	10/00/2000	
<input checked="" type="checkbox"/>		6,151,624		Teare et al.	11/00/2000	
<input checked="" type="checkbox"/>		6,192,340		Abecassis	02/20/2001	
<input checked="" type="checkbox"/>		6,202,061		Khosla et al.	03/13/2001	
<input checked="" type="checkbox"/>		6,240,423		Hirata	05/29/2001	
<input checked="" type="checkbox"/>		6,246,672		Leon Lumelsky	06/12/2001	
Examiner Signature					Date Considered	9/16/05

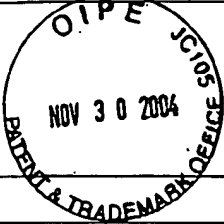
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)				Attorney Docket No.: FRIS-710		Application Number: 09/843,286	
				First Named Inventor: Aviv EYAL, et al.			
				Filing Date: April 25, 2001		Group: 2170 2625	
U.S. PATENT DOCUMENTS							
Exam. Initial*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		Number	Kind Code ² (If known)				
<input checked="" type="checkbox"/>		6,247,069	B1	Smyers	06/00/2001		
<input checked="" type="checkbox"/>		6,317,740		Mukherjea et al.	11/13/2001		
<input checked="" type="checkbox"/>		6,353,929 B1		Houston	06/23/1997		
<input checked="" type="checkbox"/>		6,363,434 B1		Eytchison	03/30/1999		
<input checked="" type="checkbox"/>		6,389,467	B1	Eyal	05/14/2002		
<input checked="" type="checkbox"/>		6,418,421 B1		Hurtado	12/10/1998		
<input checked="" type="checkbox"/>		6,434,550		Warner	04/14/2000		
<input checked="" type="checkbox"/>		6,452,609		Katinsky et al.	09/17/2002		
<input checked="" type="checkbox"/>		6,484,199	B1	Eyal	11/19/2002		
<input checked="" type="checkbox"/>		6,502,194		Russell Todd Berman et al.	12/31/2002		
<input checked="" type="checkbox"/>		6,519,648		Eyal	05/02/2000		
<input checked="" type="checkbox"/>		6,526,411		Sean Ward	02/25/2003		

FOREIGN PATENT DOCUMENTS									
Exam. Initial*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD- YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		T ⁶
		Office ³	Number ⁴	Kind Code ⁵ (If known)					
<input checked="" type="checkbox"/>		EP	0649121	A2	International Business Machines Corporation	04-19-1995			
<input checked="" type="checkbox"/>		EP	0649121	A3	International Business Machines Corporation	04-19-1995			

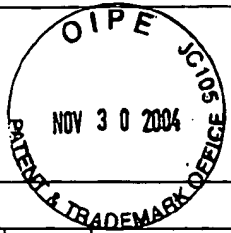
Examiner Signature		Date Considered	9/16/05
-----------------------	---	-----------------	---------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
✓		"MP3.com Launches First Fully Interactive Radio Stations," December, 1999	
✓		"Firefly: From the Media Lab to Microsoft," Scott Kirsner, April 9, 1998	
✓		"MP3.com and RealNetworks Team Up To Provide New Music JukeBox Users," September 24, 1999	
✓		"New MP3.com Service Lets Consumers Listen To Their Music Anywhere, Anytime," MP3.com Press Release, January 12, 2000 (http://www.creativepro.com/story/news/3622.html)	
✓		"MP3.com Announces Strategic Relationship With PortalPlayer, Inc.," MP3.com Press Release, January 6, 2000	
✓		"MP3.com and Listen.com Form Strategic Alliance," MP3.com Press Release, October 28, 1999 (http://www.rhapsody.com/)	
✓		"MP3.com and I-Drive.com Join Forces to Store and Manage MP3 Files," MP3.com Press Release, October 6, 1999 (http://www.creativepro.com/story/news/3619.html)	
✓		"MP3.com and MusicMatch Offer Exclusive Download of Custom MusicMatch Jukebox," MP3.com Press Release, September 29, 1999 (http://www.creativepro.com/story/news/3618.html)	
✓		"MP3.com, Inc. and PlayMedia Systems, Inc. Agree to Dismiss Lawsuit," MP3.com Press Release, September 29, 1999, June 3, 1999	
✓		"MP3 Goes Mainstream, but Internet Music Has Yet To Find Its Perfect Form," Laura Goldstein, December 1999	
✓		"Top Ten MP3 Utilities," Max Green, FileWorld, June 1, 1999	
✓		"RealNetworks Launches Enhanced RealGuide Connecting Consumers To The Richest Streaming Media Content Available On The Web," RealNetworks Company Press Release, March 17, 1999	
✓		"Streaming Media Comes Of Age," Jesse Berst, ZDNet AnchorDesk, March 1999	
✓		"RealNetworks Launches RealJukebox, Turning Internet PC's Into The Best Way To Experience Music," RealNetworks Company Press Release, May 3, 1999	
✓		"Shareware Music Machine News," May 4, 1999	
✓		"RealNetworks Introduces RealJukebox Plus, The First Complete Digital Music System With CD-Quality Recording And Playback," RealNetworks Company Press Release, August 9, 1999	

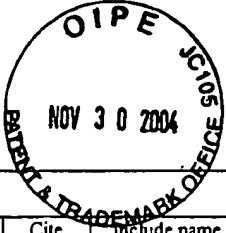
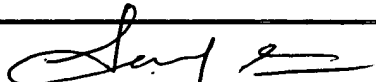
Examiner Signature		Date Considered	9/16/05
--------------------	---	-----------------	---------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

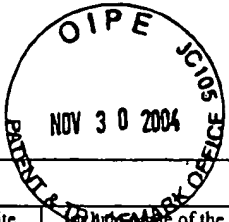
Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No.†	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
✓		"RealNetworks Ships Gold Release Of RealJukebox And RealJukebox Plus, First Complete Digital Music Solution," RealNetworks Company Press Release, May 3, 1999	
		"Managing Your Music," Manual For RealJukebox Gold	
✓		"CNET Online To Feature Microsoft Streaming Media Technology," CNETNetworks Press Releases, July 7, 1998	
✓		"Sonic Foundry and Microsoft Provide First Music Jukebox Based Soley On Windows Media Audio," Microsoft Presspass, August 17, 1999 http://www.microsoft.com/presspass/press/Aug99/SonicFMSpr.asp	
✓		"Audio/Video Development Tools Servers-Windows Media Player," ServerWatch, April 14, 1999 http://www.serverwatch.com/stypes/servers/article.php/16277_1298261	
✓		Newsgroup Message Board, alt.music.ween, Subject: Re:Playlists in Windows Media Player, November 17, 1999	
✓		"RealPlayer vs. Windows Media: A Streaming Shootout," Cameron Crouch, January 28, 2000	
✓		"America Online Acquires Leading Internet Music Brands—Spinner.com, Winamp and SHOUTcast," June 1, 1999 http://classic.winamp.com/community/press/060199.jhtml	
✓		"15 Million Winamp Users Gain Access To Mjuice.com Artists and Labels," August 30, 1999 http://classic.winamp.com/community/press/083099.jhtml	
✓		"Winamp Unveils All New Winamp.com Web Site," December 21, 1999 http://classic.winamp.com/community/press/122199.jhtml	
✓		Newsgroup Message Board, alt.music.MP3, Subject: Making a Playlist??, December 28, 1999	
✓		"Digital Audio Software: Winamp 2.50e," The computer Shopper, March 29, 2000	

Examiner Signature		Date Considered	9/16/05
--------------------	---	-----------------	---------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

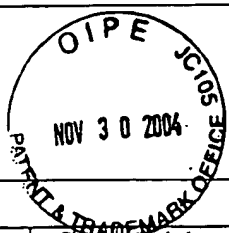
Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2476 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
<input checked="" type="checkbox"/>		MusicMatch JukeBox 6.0, Description History Review, "MusicMatch Jukebox 3.1 reviewed," Mitch Bechtel, April 22, 1999	
<input checked="" type="checkbox"/>		"MusicMatch Unveils Free MusicMatch Jukebox 4.0-Most Powerful MP3 Software Available on the Internet," MusicMatch Press Release, June 10, 1999	
<input checked="" type="checkbox"/>		"MusicMatch Jukebox First Digital Audio Software To Easily Integrate Playback Of Locally Stored And Streamed Mp3 Music Plus Windows Media Audio Recording," MusicMatch Press Release, August 12, 1999	
<input checked="" type="checkbox"/>		"MusicMatch Jukebox First To Integrate Windows Media Video Into JukeBox, Delivers Most Complete Windows Media Experience," MusicMatch Press Release, November 29, 1999	
<input checked="" type="checkbox"/>		"MusicMatch taps Microsoft to challenge RealNetworks," Courtney Macavinta, November 30, 1999	
<input checked="" type="checkbox"/>		"MusicMatch First Jukebox Software to Integrate Internet Radio Tuner, Offering the Most Powerful Music Playback and Streaming Capabilities Available," MusicMatch press release, January 24 2000.	
<input checked="" type="checkbox"/>		"MusicMatch Debuts Artist on Demand," MusicMatch press release, December 11 2002.	
Examiner Signature			Date Considered 9/16/05


*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		"MusicMatch-MX-FAQ," User Guide.	
		"Personalize the Music, Lycos Tutorial.	
		"99 Rewind: MP3.com Adds Features," MP3.com editorial, December 28 1999.	
		"MP3 in Ways You've Never Heard Before," MP3.com, Michael Robertson, May 19 1999.	
		"MP3.com's New Features Get Mixed Reception," CNET News.com, Jim Hu, January 12 2000.	
		"MP3.com Fights Fire with Fire," Wired News, Chris Oakes, January 27 2000.	
		"MP3.com Lets Streams Flow," Wired News, Brad King, December 5 2000.	
		"MP3.com Lets You Listen to Music You Already Own," The Industry Standard, January 13 2000.	
		"Downloading a Plethora of Music from the Web is Easier Than Ever," The Argonaut at University of Idaho, January 17 2000.	
		"Access Your Music Collection on the Net," Times Computing Online, Sandeep Ajgaonkar, February 2 2000.	
		"How to - MP3," Times Computing Online, Sandeep Ajgaonkar, June 30 1999.	
		"The Site Formerly Known as TheDJ.com," CNET News.com, Beth Lipton Krigel, July 14 1998.	
		"TheDJ.com Morphs Into Spinner.com," The Write News, July 15 1998.	
		"Net Radio Gets Down to Business," The Industry Standard, Lessley Anderson, July 27 1998.	
		"Spinner.com Turns to Sun to Transform into Online Music Powerhouse," Sun Microsystems press release, October 27 1998.	
		"Net Radio Firm Spinner.com Adds Downloads," CNET News.com, Courtney Macavinta, December 1 1999.	
		"Lycos Music Launches as the Ultimate Online Music Destination for Both Listeners," Lycos press release, November 15 1999.	

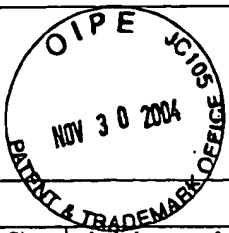
Examiner Signature		Date Considered	9/16/05
-----------------------	---	-----------------	---------

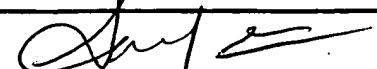
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
/		"Lycos and Fast Search & Transfer Introduce Free Web Music Hosting Service, The Listening Room," Fastsearch.com, November 15 1999.	
/		"Lycos Launch the Listening Room," Shareware Music Machine News, November 17 1999.	
/		"Lycos Music Launches as the Ultimate Online Music Destination," ProRec.com, November 15 1999.	
/		"J.River Inserts CD's in Jukebox," J. River press release, September 17 1999.	
/		"J. River's Media Jukebox Adds Video to MP3," J. River press release, December 2 1999.	
/		"Music Exchange Releases Media Jukebox," Shareware Music Machine News, December 7 1999.	
/		"Listen.com Launches the Internet's First Comprehensive Music Download Directory," Listen.com press release, June 20 1999.	
/		"Launch Offers Music Player," The Industry Standard, Reuters, February 11 2003.	
/		"Start-up Myplay tunes in to Music Downloads," CNET News.com, Jennifer Balderama and Jeff Peline, October 13 1999.	
/		"Myplay Makes the Holidays Sing with a Donation of City of Hope Every Time you 'Share Music,'" Myplay press release, December 15 1999.	
/		"Bands and Fans Rub Elbows on Riffage.com," CNN.com, Christian McIntosh, June 19 1999.	
/		"New Web Radio Technology Aims for Masses," CNET News.com, Jim Hu, December 31 1998.	
/		"Promising to Reinvent Radio, Kerbango Makes it Easy to Find and listen to the Vast Amount of Audio on the Web - Without a PC," Kerbango press release on New Radio Star News, February 7 2000.	
/		"New Audio/Video Search Service Launches," TechWeb News, Malcolm Maclachlan, June 30 1999.	


Examiner Signature		Date Considered	9/16/05
-----------------------	---	-----------------	---------

*EXAMINER: Initial if reference considered, whether or not citatory is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2170 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No.†	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
/		"Q&A with Robert Shambro, CEO, President and Founder of StreamSearch.com, Inc.," Streamingmedia.com, Jose Alvear, September 7 1999.	
/		"Searching the Stream," Streaming Media World, John Townley, February 10 2000.	
/		"Streamwaves Help," Streamwaves.com user-guide	
/		"Virage Introduces Free MyLogger Video Publishing Application at Streaming Media West '99 Conference," Virage Inc. press release, December 7 1999.	
/		"Virage and Realnetworks to Bring Virage Technology to Realplayer and Real.com Network Users," Virage Inc. press release, April 10 2000.	
/		"Voquette Puts the Web on Cassette," MP3.com, Glenn Grant, December 8 1999.	
/		"ReQuest Multimedia Selects Quantum Corporation to Provide Audio Storage Technology for New MP3 Home Stereo Jukebox," ReQuest Multimedia press release, December 20 1999.	
/		"THE VCR, Version 2.0," Red Herring, Rafe Needleman, April 1999.	
/		"Top 10 MP3 Utilities," CNN.com, Max Green, June 7 1999.	
/		"Top 10 MP3 Players and Applications," CNN.com, Max Green, November 26 1999.	
/		"Sound Utilities - 32bit," NONAGS Sound Utilities compilation	
/		"Search for More Music," Lycos Tutorial	
/		"MusicMatch Jukebox Offers Fraunhofer MP3," Internetnews.com, October 20 1999.	
/		"SPINNER.COM LAUNCHES SPINNER PLUS 1.5", January 8, 1999	
/		"AMERICA ONLINE INC.'S SPINNER.COM UNVEILS ALL NEW SPINNER.COM 3.0", October 6, 1999	
/		"SPINNER.COM SIGNS LANDMARK DEAL TO DRIVE MILLIONS OF DOWNLOADS", April 27, 1999	

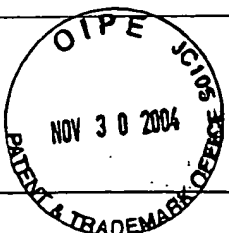

Examiner Signature		Date Considered	9/16/05
-----------------------	---	-----------------	---------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

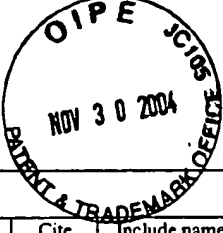
Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
/		Google search results for term : music "search agent" ; results printed out on 5/3/2004.	
/		Google search results for term : AudioGalaxy ; results printed out on 5/3/2004.	
/		Press Release entitled: "Audio Highway Signs Agreement to Provide News and Information Programming from The Associated Press for its Listen Up Player" from AP Information Services dated August 18, 1997.	
/		"TMF Interview with Audiohighway.com President & CEO Nathan Schulhof" from The Motley Fool.com dated December 13, 1999	
/		"Audiohighway.com signs co-branding agreement with Weather Underground to Add Audio to Popular Weather Site" from www.wunderground.com dated March 9, 1999	
/		"Audiohighway.com enters alliance with Warner" by Jayson Matthews dated July 7, 2000	
/		Gigabeat: "Find your song with the best tools for online music search and discovery"	
/		Website material from mp3.com "Discover New Music, Download Songs, Buy CDs" printed on February 20, 2004	
/		Website material from mp3.com "Getting Started - Playing MP3s" printed on February 20, 2004	
/		Website material from mp3.com "FAQs" printed on February 20, 2004	
/		Website material from mp3.com "My.MP3.com Tour" printed on February 20, 2004	
/		Website material from mp3.com "FAQs" printed on April 1, 2004	
/		Website material from mp3.com "Search" printed on April 1, 2004	
/		Website material from mp3.com "My.MP3.com Tour" printed on February 20, 2004	
/		Website material from Muscle Fish printed on February 18, 2004	
/		Article entitled: "Audio Information Retrieval (AIR) DataBlade Module" from Informix and Muscle Fish	
/		"SoundFisher to organize audio" by Andrea Dudrow dated 1998	
/		Proceedings of the 1999 International Computer Music Conference ; article entitled "A Content-Aware Sound Browser" by Douglas Keislar, Thom Blum, James Wheaton, and Erling Wold	
/		Workshop program from 14th International Joint Conference on Artificial Intelligence entitled "Intelligent Multimedia Information Retrieval" dated August 19, 1995 ; "Audio Databases with Content-Based Retrieval" by Thom Blum, Douglas Keislar, James Wheaton, and Erling Wold	
/		Website material from Informix in Media and Publishing printed on February 20, 2004	
/		Website material from Spinner Networks, Inc. printed on May 15, 2004	
/		"Handbook of Multimedia Computing"; Chapter 10 "Classification, Search, and Retrieval of Audio" by Erling Wold, Thom Blum, Douglas Keislar, and James Wheaton	
/		Website material from Streambox.com printed February 18, 2004	
/		Website material from DC Music Net printed February 18, 2004	

Examiner Signature		Date Considered	9/16/05
--------------------	---	-----------------	---------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 4.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

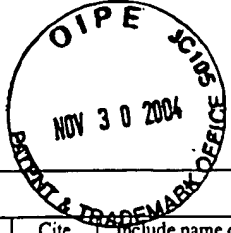
Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2628
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No.†	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
✓		Website material from Voxware printed February 18, 2004	
✓		Website material from Winamp.com printed February 19, 2004	
✓		Website material from Informix.com printed February 20, 2004	
✓		Website material from Apple iTunes printed May 15, 2004	
✓		Website material from Apple – Software printed February 20, 2004	
✓		Website material from Winamp.com printed February 19, 2004	
✓		Website material from Plasmon printed February 19, 2004	
✓		Website material from Avantis printed February 19, 2004	
✓		Website material from MusicMatch printed February 17, 2004	
✓		Website material Epiphany @ VCU: Passwords A Guide to Wired Resources October 22, 1999	
✓		Website material from Hoover's online - Sightsound printed February 17, 2004	
✓		Website material from VocalTec printed February 17, 2004	
✓		Website material from Xing Technology Corporation printed February 17, 2004	
✓		Website material from Digitrends.net printed February 17, 2004	
✓		EYI: Press-release entitled "Musicmusicmusic-inc-issues results on eve of major music conference"	
✓		Website material from infosatellite.com printed February 26, 2004	
✓		Website material "Lycos Help & How-To-Be Your Own DJ at Radiomoi" printed February 26, 2004	
✓		Website material "IP Top Awards: Directory" printed February 26, 2004	
✓		Article from Newsbytes PM, "****Interactive Radio Creates Canadian Waves" July 12, 1999	
✓		Article from profitguide.com "Gold rush 2.0" by Susanne Baillie, February/March 2002	
✓		Article from streamingmedia.com "Point/Counter-Point: The RIAA vs. MP3.com" by M. Robertson et al, February 18, 2000	
✓		Press Release: "RIAA Signs Inaugural Webcasting License Agreement", May 4, 1999	
✓		Press Release: "Musicmusicmusic Inc.'s Retail Listening Systems Continues Cross-Canada Installations" September 20, 2001	
✓		RadioMoi News from Mickey Quenzer dated October 10, 1998	
✓		MusicDish Industry e-Journal, "Hear the choices-Radiomoi.com What is Radiomoi.com" by Russell Kibbee, September 10, 2000	
✓		MusicDish Industry e-Journal, "Hear the choices-Radiomoi.com Have radiomoi give you music" by Russell Kibbee, September 10, 2000	
✓		MusicDish Industry e-Journal, "Hear the choices-Radiomoi.com Travel in a time machine" by Russell Kibbee, September 10, 2000	
Examiner Signature			Date Considered 9/16/08

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2476 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No.†	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
✓		Website material from MusicDish Industry e-Journal printed February 26, 2004	
✓		MusicDish Industry e-Journal, "Hear the choices-Radiomoi.com Get your music on demand" by Russell Kibbee, September 10, 2000	
✓		MusicDish Industry e-Journal, "Hear the choices-Radiomoi.com Sample your favorite music" by Russell Kibbee, September 10, 2000	
✓		Website material from MusicDish Industry e-Journal printed February 26, 2004	
✓		MusicDish Industry e-Journal, "Hear the choices-Radiomoi.com Checking out other DJs" by Russell Kibbee, September 10, 2000	
✓		MusicDish Industry e-Journal, "Hear the choices-Radiomoi.com Using other RadioMoi features" by Russell Kibbee, September 10, 2000	
✓		Press Release: "OMT Acquires Assets of Former musicmusicmusic inc." November 19, 2003	
✓		Article entitled "RIAA Strikes 1st Pact for Web Radio License" by Iv Lichtman dated May 15, 1999	
✓		Article entitled "MTVi in Copyright Dispute with Sony, EMI" by Michael Learnmonth dated February 17, 2000	
✓		Article entitled "1st Webcaster inks RIAA pact" dated May 5, 1999	
✓		Article entitled "Interactive Radio Creates Canadian Waves" by Martin Stone dated July 12, 1999	
✓		"The MP3 and Internet Audio Handbook" from teamcombooks.com printed on April 16, 2004	
✓		Article entitled "Deadline looms in Webcast license fee talks" by Beth Lipton Krigel date May 26, 1999	
✓		Article entitled "Cashing in on Net Radio" by Jennifer Sullivan and Christopher Jones date September 14, 1999	
✓		Article entitled "Record Labels, Webcasters in Arbitration" by Steven Vonder Haar date November 26, 1999	
✓		Article entitled "Point/Counter-Point: The RIAA vs. MP3.com" by Michael Robertson and Wolfgang Spegg date February 18, 2000	
✓		Article entitled "Copyright bill hits Net broadcasters" by Beth Lipton Krigel date August 4, 1998	
✓		Testimony of Seth Greenstein on behalf of the Digital Media Association Before the Subcommittee on Telecommunications, Trade and Consumer Protection Committee on Commerce U.S. House of Representatives ; Hearing on H.R. 2281 June 5, 1998	
✓		MusicMatch Inc. Bob Ohlweiler, Senior VP of Buiness Development Summary of Testimony November 24, 2000	
		Summary of Written Testimony for Charles Jennings, CEO of Supertracks, Inc.	
		Summary of Testimony Gary Klein Vice Chairman Home Recording Rights Coalition	


Examiner Signature		Date Considered	9/16/05
-----------------------	---	-----------------	---------

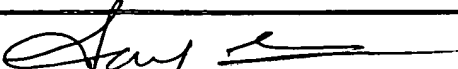
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2170 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Summary of Intended Testimony of the Digital Future Coalition Before the United States Copyright Office, Library of Congress and The National Telecommunications and Information Administration, United States Department of Commerce	
		Summary of testimony of Pamela Horowitz, President National Association of Recording Merchandisers	
		Summary of Testimony for Seth Greenstein and/or Jonathan Potter on behalf of the Digital Media Association	
		Summary of Intended Testimony of David Goldberg	
		Summary Proposed Testimony of the Digital Commerce Coalition RE: Report to Congress Pursuant to Section 104 of the Digital Millennium Copyright Act	
		Report to Congress Pursuant to Section 104 of the Digital Millennium Copyright Act Request to Testify	
		Summary of Testimony of Alex Alben Vice President, Government Affairs Real Networks, Inc.	
		Request to Testify - Summary of Testimony of David Rakman, Founder and President Business Development & Public Policy, myplay, inc.	
#		Website material from RCS Sound Software...www.resworks.com printed February 18, 2004	
✓		Article from www.rcsworks.com entitled "Do Disk Jockeys Pick their Own Music?" printed February 18, 2004	
✓		Website material from www.rcsworks.com entitled "Selector for Windows" printed February 18, 2004	
✓		Article from internetnews.com "Wired Planet Launches Update" dated August 30, 1999	
✓		Article from PR Newswire Association, Inc. entitled "Revolutionary Music Site Allows Listeners to Easily Create, Share and Broadcast Legitimate Streaming MP3 Music Stations" August 30, 1999	
✓		Website material from The Webby Awards: 2000 Nominees, printed March 3, 2004	
✓		Website material from WiredPlanet.com printed February 25, 2004	
✓		"Imagine Radio Launches" by Dan Krimm dated March 1998	
✓		Website material from radio.yahoo, imagine radio printed February 25, 2004	
✓		"MTV and VH1 Acquire Imagine Radio and Commit \$150 Million in Worldwide Promotional Support to New Venture" from Business Wire dated February 23, 1999	
✓		"Viacom's MTV acquires Imagine Radio" San Francisco Business Times, February 23, 1999	
✓		"Internet radio and music pioneers tune up to play duet" San Francisco Business Times July 27, 1998	
✓		"MTV tuning into Net radio?" IDG.net February 8, 1999	
✓		Website material from TuneTo.com printed March 16, 2004	
✓		Website material from launch.com	


Examiner Signature		Date Considered	9/16/05
-----------------------	---	-----------------	---------

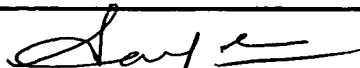
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
/		Article entitled " Net Radio: Waiting for Dream to Come True" by Janelle Brown dated January 19, 1998	
/		Article entitled " The MP3 wave As million download music off the Net, privacy enforcement flounders" by Doug Bedell/The Dallas Morning News dated July 27, 1999	
/		Article from wired.com entitled " Cashing in on Net Radio" by Jennifer Sullivan et al. dated September 14, 1999	
/		Article entitled " The Jukebox manifesto" by Janelle Brown dated November 13, 2000 (RN0329-330:2)	
/		Article entitled " The Mobile Invasion (of Privacy?)" by Michael Grebb dated February 26, 2000	
/		Website material from Radio-Locator.com printed February 20, 2004	
/		Website material from teamcombooks.com entitled "Internet Radio" printed February 25, 2004	
/		"FW: Major RealAudio 2.0 Event on 4 January! (fwd)" from InforMNs Banter Archive printed March 23, 2004	
/		Website material from greatachievements.org "13. Internet" printed March 23, 2004	
/		Article entitled " Internet radio no longer a novelty" by Rafael M. Espinosa dated May 2, 1999	
/		Website material from CDnow: Ther Internet's Number One Music Store printed March 23, 2004	
/		Website material from vTuner printed on April 2, 2004	
/		Website material from discjockey.com printed on March 23, 2004	
/		Printout of MIT List of Radio Stations on the Internet printed out March 23, 2004	
/		Google search results for "napster" from May 12, 1981 to January 1, 2000 printed out on May 3, 2004	
/		Article from www.wired.com entitled "The Day the Napster Died" by Brad King dated May 15, 2002 printed on April 3, 2004	
/		Article from www.time.com entitled " Meet the Napster Shawn Fanning was 18 when he wrote the code that changed the world. His fate, and ours, is now in the court's hands" by Karl Taro dated October 2, 2000	
/		Ruling in A&M Records, Inc. v. Napster, Inc., 239 F.3d 1004	
/		Case Summary: A&M Records, Inc. v. Napster, Inc. United States District Court for the Northern District of California 2000 U.S. Dist. Lexis 6243 May 5, 2000	
/		Printout from www.napster.com regarding downloading v2.0 software; printed out on April 3, 2004	
/		Article from www.wired.com entitled "Sad Song for Net Music Start-Ups" ; author unknown, dated August 4, 1999	
/		Article from www.wired.com entitled "One-Stop MP3 Searching" ; author unknown, dated June 16, 1999	

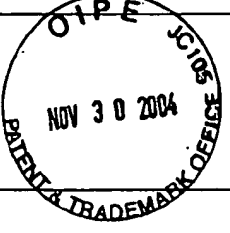

Examiner Signature		Date Considered	9/16/05
--------------------	---	-----------------	---------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

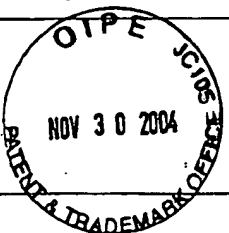
Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2178 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No.†	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
✓		"MP3 worry record labels" by Rafael M. Espinosa dated December 20, 1998 from www.newshearld.com	
✓		Company information "About Scour Home", printed on February 17, 2004	
✓		Website material "Welcome to Scour" February 28, 2000	
✓		Website material scour.net "Scour Media Agent" printed February 17, 2004	
✓		Website material from www.barnesandnoble.com listing of various books: "The Official MP3.com Guide to MP3" by Michael Robertson, Ron Simpson, published September 1999, "MP3 and the Digital Music Revolution: Turn Your PC into a CD-Quality Jukebox!" by John Hedtke, published April 1999; "I want My MP3! How to Download, Rip and Play Digital Music" by Bill Mann, published October 1999; "Mp3 and Internet Audio Handbook: Your Guide to the Digital Music" by Bruce Fries, Christine Finn, with Martin Fries published date October 1999; "Music on the Internet: (and Where to Find It) by Ian Waugh, published November 1998	
✓		Press release regarding Music Boulevard; "Now Open! Music Boulevard at www.musicblvd.com the Internet's Largest 24-hour Multimedia Music Store" Contact: Jill Holt/Cassandra Harris Technology Solutions and Leslie Avakian dated August 16, 1995	
✓		Article entitled "Telebase Launches WWW Multimedia Music Service"; author unknown, date September 1996	
✓		Press release : "Now Open! Music Boulevard at www.Musicblvd.com The internet's Largest 24-hour Multimedia Music Store Leading Online Information Service Company Launches Unprecedented Multimedia Music service on the World Wide Web" dated August 16, 1995; Contact Sasha Mullins	
✓		Article entitled "Music Boulevard on the Web" dated August 22, 1995	
		Music Boulevard Fact Sheet The world's biggest, fastest, and best shop-at-home music store	
		Real Audio Server Administrator's Guide Release 1.01	
✓		Article from www.realnetworks.com "Progressive Networks Introduces Version 2.0 of the Real Audio System" dated October 30, 1995	
✓		Article from www.realnetworks.com "Progressive Networks Ships Real Audio System" dated July 25, 1995	
✓		Article from Post-Newsweek Business Information Inc. Newsbytes, "Music Boulevard On The Web" dated August 22, 1995	
✓		Article from Responsive Database Services Inc. Business and Industry, CMP Publications, Interactive Age "RealAudio pumps up beta sites" by John Evan Froom, dated June 19, 1995	
✓		Article from Information Access Company, Morgan-Grampian PLC, Music Week "Everyone else is doing it - so why don't we?" dated May 20, 1995	

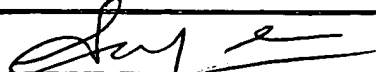
Examiner Signature		Date Considered	9/16/05
--------------------	---	-----------------	---------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

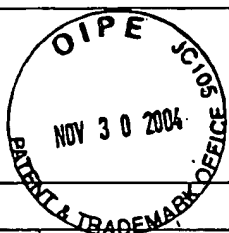
Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2170 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
✓		Article from Digital Media, Vol. 3, No. 8 "MNI rolls out MusicNet: develops navigation systems for new media services" dated January 31, 1994	
✓		Article from Billboard, Vol. 105, No. 42, BPI Communications, "MusicNet lets consumers' fingers do the walking" dated October 16, 1993	
✓		Article from Billboard, Vol. 106, No. 30, BPI Communications, "Rolling Stone phone service puts music on the line" dated July 23, 1994	
✓		"A Modest Proposal" by Dan Krimm, August 1997	
✓		"Tune-in-to-Internet-Radio" by Richard Dean, August 1998, from Wired Magazine.	
✓		Google Search for "Lycos MP3" Results from May 12, 1984 to December 31, 1999. Printed on May 8, 2004;	
✓		Website material from discjockey.com printed on May 7, 2004	
✓		Website material from Yahoo! Broadcast from November 10, 1999, printed on May 7, 2004.	
✓		Website material from Welcome to the CD Jukebox Channel on Yahoo! Broadcast, printed on May 7, 2004.	
✓		Google Search for term "gigabeat"; results printed out on May 8, 2004.	
✓		Google Search for term "audiofind.com"; results printed out on May 8, 2004.	
✓		Google Search for term "audiodreams"; results printed out on May 8, 2004.	
✓		Google Search for term "streambox.com"; results printed out on May 8, 2004.	
✓		"I want my MP3! how to download, rip, & play digital music" by Bill Mann Copyright 2000	
✓		"The official MP3.com guide to MP3" by Michael Robertson and Rom Simpson copyright 1999	
✓		"MP3 and the Digital Music Revolution Turn Your PC into a CD-Quality Digital Jukebox" by John Hedtke copyright 1999	
✓		"Audio on the Web" by Jeff Patterson and Ryan Melcher, copyright 1998	
✓		Article from 2nd Usenix Symposium on Internet Technologies and Systems entitled "The Ninja Jukebox" by Ian Goldberg, Steven D Gribble, David Wagner, and Eric A Brewer (The University of California at Berkeley) dated October 11-14, 1999	
✓		Article entitled "The Networked Video Jukebox" by Laurence Crutcher, member, IEEE, and John Grinham from IEEE transactions on circuits and systems for video technology, Vol 4, No. 2 April 1994	
✓		Article entitled "The Interactive Multimedia Jukebox (IMJ): a new paradigm for the on-demand delivery of audio/video" by Kevin C Almeoth and Mostafa H Ammar from Computer Networks and ISDN Systems The International Journal of Computer and Telecommunications Networking Volume 30, Proceedings of the Seventh International World Wide Web Conference, April 14-18, 1998	
Examiner Signature		Date Considered	
		9/16/05	

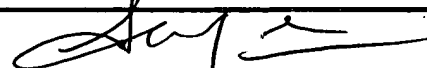
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2178 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
✓		Article from Database and Expert Systems Applications 8th International Conference, DEXA '97 Toulouse, France, September 1-5, 1997 entitled "Multimedia Federated Databases on Intranets: Web-Enabling IRO-DB" by Georges Gardarin	
✓		Article from Proceedings of the 16th International Conference on Distributed Computing Systems dated May 27-30, 1996 entitled "Scaling Heterogeneous Databases and the Design of Disco" by Anthony Tomasic, Louisa Raschid and Patrick Valduriez	
✓		Article from Proceedings of SPIE-The International Society for Optical Engineering, Multimedia Storage and Archiving System II November 3-4, 1997; Chairs/Editors: C. C. Jay Kuo, Shih-Fu Chang, Venkat N Gudivada; "An Object-relational Database Infrastructure for Interactive Multimedia Service" by Michael Junke Hu and Miao Chunyan	
✓		Article from Proceedings of SPIE- The International Society for Optical Engineering, Multimedia Computing and Networking 1999, January 25-27, 1999; Chairs/Editors: Dilip D Kandlur, Kevin Jeffay and Timothy Roscoe; "Optimized Regional Caching for On-Demand Data Delivery" by Derek L Eager, Michael C Ferris and Mary K Vernon	
✓		Article from Operating Systems Review: A Quarterly Publication of the Special Interest Group on Operating Systems, Volume 25, Number 5; Proceedings of the Thirteenth ACM Symposium on Operating Systems Principles, dated October 13-16, 1991; "Designing File Systems for Digital Video and Audio" by P Venkat Rangan and Harrick M Vin	
✓		Article from IEE Journal on Selected Areas In Communications. Vol 14 No. 6 August 1996; "The Use of Multicast Delivery to Provide a Scalable and Interactive Video-on-Demand Service" by Kevin C Almeroth and Mostafa H Ammar	
✓		Article from IEE Journal on Selected Areas In Communications. Vol 14 No. 6 August 1996; "Performance Model of Interactive Video-on-Demand Systems" by Victor O K Li, Wanjiun Liao, and Eric W M Wong	
✓		Article from IEEE March 1987; "Muse: A Multimedia Filing System" by Simon Gibbs, Dennis Tschritzis, Akis Fitas, Dimitri Konstantas, and Yiannis Yeorgaroudakis	
✓		Article from Proceedings ACM Multimedia 97, November 9-13, 1997; "A Framework for Supporting Previewing and VCR Operations in a Low Bandwidth Environment" by Wallapak, Kien A Hua, and James Z Wang	
✓		Article from Proceedings ACM Multimedia 1998; September 12-16, 1998; "A tool for Content Based Navigation of Music" by Steven Blackburn and David DeRoure	
✓		Article from Multimedia Applications, Services and Technique- ECMASST '1998, May 26-28, 1998; "Musist Browser and Navigation Concept" by Steano Antoniazzi, Hans Marmolin, Gottfried Schapeler, Bernd Weickert	
✓		Article from Multimedia Applications, Services and Technique- ECMASST '1997, May 21-23, 1997; "The Kydonia Multimedia Information Server" by Christodoulakis S Pappas N., Kyriakaki G., Maragoudakis Y., Mavraganis Y., Tsinaraki C	

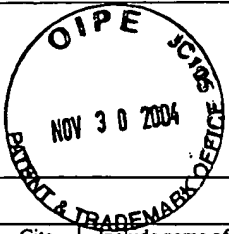
Examiner Signature		Date Considered	9/16/05
--------------------	---	-----------------	---------


*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
✓		Article from Multimedia Systems 1999; "Synchronized delivery and playout of distributed stored multimedia streams" by Ernst Biersack and Werner Geyer	
✓		Article from Multimedia Systems 1999; "An overview of audio information retrieval" by Jonathan Foote	
✓		Article from Multimedia Systems 1998; "Design and evaluation of a multimedia storage server for mixed traffic" by Igor D.D. Curcio, Antonio Puliafito, Salvatore Riccobene, Lorenzo Vita	
✓		Article from Multimedia Systems 1997; "Design and analysis of a video-on-demand server" by Alok Srivastava, Anup Kumar, Aditi Singru	
✓		Article from PC Magazine, "Use Playlists with Media Player" by Ron Vanover dated December 1, 1999; Article from PC Magazine, "A secure future for music: Protecting artists' rights"; author unknown	
✓		Musicmatch press release, "Musicmatch Jukebox First Digital Audio Software to Easily Intergrate Playback of Locally Stored and Streamed MP3 Music, Plus Windows Media Audio Recording and Playback World's First Personal Jukebox Makes it Easier Than Ever Before to Combine Downloaded, Recorded and Streamed Digital Audio Into Single Playlists, and Provides Advanced Recording and Playback Using Microsoft's Windows media Audio" dated August 12, 1999	
✓		Article entitled "jukebox 0.5 (stable)" by Roland Steinbach dated January 18, 1999	
✓		Printout from thedj.com; printed out on May 11, 2004	
✓		Webreference Update Newsletter, dated November 15, 1999	
✓		Article from www.webreference.com entitled "A Streaming Media JukeBox- Part II : Netscape" column 52. Created: November 9, 1999; Revised: November 23, 1999	
✓		Article from www.webreference.com entitled "A Streaming Media JukeBox- Part II : Netscape; The Code" column 52. Created: November 9, 1999; Revised: November 23, 1999	
✓		Article from www.webreference.com entitled "A Streaming Media JukeBox- Part II : Netscape; The JukeBox Script" column 52. Created: November 9, 1999; Revised: November 23, 1999	
✓		Article from www.webreference.com entitled "A Streaming Media JukeBox- Part II : Netscape; The Windows Media Player Plugin's Methods" column 52. Created: November 9, 1999; Revised: November 23, 1999	
✓		"Intelligent Media Agents: Key technology for Interactive Television, Multimedia and Internet Applications" by Hartmut Wittig; copyright 1999	

Examiner Signature		Date Considered	9/16/05
--------------------	---	-----------------	---------

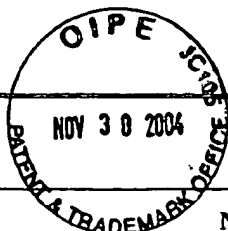
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: <u>2176</u> 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ¹
✓		Globe Publisher Itonut, Ltd: "BackWeb signs Cooperation Agreement with Real Networks; Real Networks will buy 1.3% of Israeli company BackWeb for \$15 Million", January 23, 2000	
✓		Boston Globe: "A Whistle-blower Out to Save Cyber Privacy Sleuth Out to Save Cyber Privacy" January 2, 2000	
✓		PR Newswire Associates, Inc.: "Let Your Imagination Soar This Holiday Season with Unique Gift Ideas from Thomson Consumer Electronics" November 23, 1999	
✓		Information Access Company: Ziff-Davis Publishing; Computer Shopper: "RealJukeBox beta 2: A Real Deal for Music Fans; RealNetworks MP3 Player; Software Review; Evaluation November 1, 1999	
✓		Mecklermedia Corporation - "A Cool Digital Music Tool" September 1, 1999	
✓		Information Access Co., a Thomson Corp. Co.: Miller Freeman UK Ltd., Pro Sound News Europe: "RealNetworks growth continues year-on-year" September 1, 1999.	
✓		Information Access Co., a Thomson Corp. Co.: Miller Freeman UK Ltd., Pro Sound News Europe: Philips, "More portable MP3 player plans announced" September 1, 1999	
✓		Reed Elsevier Inc. - Daily Variety: "RealNetworks eyes set-tops, vidgames" June 25, 1999	
✓		CMP Media Inc., Electronic Engineering Times: "Products roll even before the SDMI spec has been hammered out—Four vendors turn up volume in Internet audio" May 10, 1999	
✓		Cable News Network, CNN BUSINESS DAY show: "Real Jukebox to Allow PC Users to Download, Play music" Transcript #99050305V07, May 3, 1999	
✓		The New York Times Co.; "New System for PC music stirs concern over Piracy" May 3, 1999	
✓		Globes Publisher Itonut: "Back Web signs Cooperation Agreement with US Company Real Networks; Real Networks will buy 1.3% of Israeli company Back Web's shares for \$15 million" January 23, 2000.	
✓		Information Access Co., a Thomson Corp. Co; Information Today, Inc., Link-Up: "Real Jukebox Plus; RealNetworks' MP3 player; Hardware Review; Evaluation January 1, 2000	
✓		Info World Media Group, Info World Daily News: "RealNetworks to partner with Sun on Internet video/audio" January 27, 1998	

Examiner Signature		Date Considered	9/16/05
--------------------	---	-----------------	---------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	

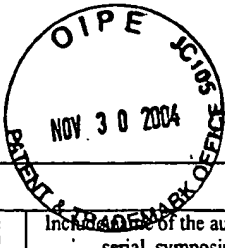
Filing Date:
April 25, 2001Group:
2176 2625


NON PATENT LITERATURE DOCUMENTS

Exam. Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
N		M2 Communications Ltd., M2 PRESSWIRE; "Wide-ranging agreement delivers industry-leading RealSystem 5.0 on scalable Sun Solaris platform" January 27, 1998	
N		News & Record (Greensboro, NC): "Plug-ins make net more enjoyable" January 26, 1998	
N		Information Access Company, a Thomson Corporation Company: Ziff Davis Publishing Company, Computer Shopper: PC Week "RealSystem 5.0 shows growing pains; RealServer, RealPublisher, RealPlayer Internet streaming-media tool set; Software Review; Evaluation" January 12, 1998	
N		Morning Call from The Morning Call, Inc.: "RealPlayer great new way to turn the radio dial" January 6, 1998	
N		Information Access Company, a Thomson Corporation Company: Ziff Davis Publishing Company, Computer Shopper; "Streaming video gets animated; RealNetworks RealPlayer 5.0; Software Review; Evaluation January 1998	
N		Information Access Company, a Thomson Corporation Company: Ziff Davis Publishing Company, Computer Shopper: "All the news fit to stream; RealNetworks Daily Briefing free push service; Company Business and Marketing; Brief Article December 1997	
N		The Jerusalem Post: "Technology forces music industry into era of change" December 10, 1999	
4121		Network World, Inc., Network World: Critics review client and server video viewing systems. RealPlayer G2 wins.	
4122		Information Access Company, a Thomson Corporation Company: Ziff Davis Publishing Company, PC Computing: Review of MP-3 downloaders - Microsoft Media Player 6.2, Real Networks RealPlayer G2, Liquid Audio, A2B, Apple Quicktime for Windows; Audiograb; WINAmp.	
N		The Seattle Times Co., The Seattle Times: "RealNetworks' software to be on all Gateway PCS" July 19, 1999	
N		M2 Communications Ltd., M2 Presswire: "Netscape Communicator 4.6 available today for download on Netscape Netcenter" May 19, 1999	
N		InfoWorld Media Group, InfoWorld: "Review: RealSystem superbly streams" March 15, 1999	
N		Phillips Business Information, Inc., MIN'S NEW MEDIA REPORT: "News Digest" December 7, 1998	
N		M2 Communications Ltd., M2 PRESSWIRE: "QSound Labs and Realnetworks integrate leading edge 3D audio tech into next RealPlayer G2" November 24, 1998	
N		PR Newswire Association, Inc., PR Newswire: "New Audio and Video Search from Excite and Digital 3D Audio from QSound Labs are First Add-In Player Products for RealSystem G2's Open and Extensible Architecture" November 23, 1998	
N		PR Newswire Association, Inc., PR Newswire: "New Excite Audio/Video Search Available with RealNetworks RealPlayer G2 Gives Consumers Easy Access to Hundreds of Thousands of Multimedia Web Pages" November 23, 1998	

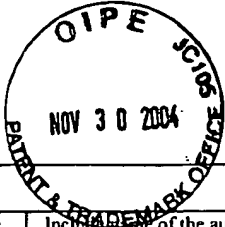
Examiner Signature		Date Considered	9/16/05
--------------------	--	-----------------	---------


*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No.†	Included in the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T‡
4144		Daily News, L.P., Daily News (New York); RealNetworks integrates Audio/video software with Netscape browser. Netscape bundles RealPlayer with browser (RealPlayer G2 when available). Federal judge bans Diamond Multimedia Systems demice (Rio portable MP-3 player).	
4145		The Washington Post: RealNetworks Announces RealPlayer G2 at Internet World Trade Show.	
✓		Information Access Company, a Thomson Corporation Company: Ziff Davis Publishing Company, Computer Shopper: "The Race is on for Streaming-Media Leadership: RealNetworks Takes on Microsoft; Microsoft's NetShow streaming-media technology challenges market-leader RealNetworks and its RealPlayer G2 system; Product Information October 1998	
✓		PR Newswire Association, Inc., PR Newswire: "RealPlayer Momentum Continues to Build with 3.5 Million Downloads in the Month of July" August 6, 1998	
✓		PR Newswire Association, Inc., PR Newswire: "CNN Interactive, Fox News Online, and Sony Music Among More than 20 Major Media Companies Providing Exclusive SMIL-Based Programming for RealPlayer G2" July 13, 1998	
✓		Billboard Publications, Inc., Billboard: "As Online Streaming Apps Improve, Debate Heats Up" May 30, 1998	
✓		Plain Dealer Publishing Co., Plain Dealer (Cleveland); "Sound Lackluster on SonyJukebox" November 21, 1998	
✓		CBS MarketWatch: "Yule shopping seen at \$2.3 billion" November 2, 1998.	
✓		Daily News, L.P., Daily News (New York): "Rolling Stone gets real, puts music on Internet" November 2, 1998	
✓		A/S/M Communications, Inc., ADWEEK; "IQ News: Real Noise at WebNoize" November 2, 1998	
		Internet Doc: SuperPlanet, Inc. offers software to convert audio CD to a RealAudio file; www.sharewarejunkies.com/8c3/cd_streamer.htm	
		Internet Doc: REALNETWORKS OFFERS STORABLE DIGITAL MUSIC - MacLachlan, Malcolm (TechWeb News); www.techweb.com/wire/story/TWB19980826S0013	
✓		Canada News Wire Ltd., Canada News Wire: "RealNetworks launches RealJukebox, Turning Internet PC's Into the Best Way to Experience Music" May 3, 1999	
✓		Internet Doc: "CAKEWALK INTRODUCES PRO AUDIO 8" by Scott, Andrew; www.musiciansonline.com , August 21, 1999	
✓		Internet Doc: Industry News, www.m2w.net/News/980824.html , August 24, 1998	
✓		Internet Doc: RealAudio product - CD Streamer; (general info & commentary); www.jdsusers.com/msgdsp.asp?msg_id=7101 , August 25, 1998	
✓		Daily News, L.P., Daily News (New York), "Answernet" January 17, 1999	
✓		The Chicago Tribune Company, The Chicago Tribune; "At the emergence of convergence; Why wait for a wonder Appliance? Current technology is sharpening computers' capabilities with music CDs, cable TV and video" October 19, 1998	

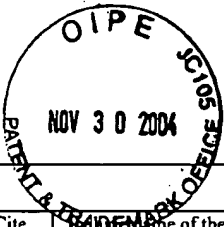
Examiner Signature		Date Considered	9/16/05
--------------------	---	-----------------	---------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO, to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No.†	Inclusion of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
✓		Investors Business Daily, Inc., Investors Business Daily: "Diamond Mines Net Audio Market" October 7, 1998	
✓		Nationwide News Pty Limited, The Australian: "Platypus Makes Multimedia Easer" September 8, 1998	
✓		Newspaper Publishing PLC, The Independent (London): "Bytes" September 7, 1998	
✓		PR Newswire Association, Inc., PR Newswire: "NetRatings lists DiscJockey.com as 4 th fastest growing Site; DisJockey.com Unique Visitors at Home Grew by 198% in April" June 21, 2000	
✓		Business Wire, Inc., Business Wire: TWEC.com is the Exclusive E-commerce Partner for DiskJockey.com" October 19, 1999	
✓		Business Wire, Inc., Business Wire: "DiskJockey.com to launch 110 Channels of Music/Interactive Request Programming on broadcast.com" June 23, 1999	
✓		Business Wire, Inc., Business Wire: "Digital Bitcasting's streaming MP3/MPEG - Live and Up Close in Vegas" April 15, 1999	
✓		Business Wire, Inc., Business Wire: "Internet Radio Networks Get Into the MP3 Act with Digital Bitcasting's Help" April 15, 1999	
✓		FT Asia Intelligence Wire, PR Newswire Association, Inc., PR Newswire: "DiskJockey.com Sponsors Boxing Match at Casino Ballroom ESPN2 Broadcast will Reach 30,000 in New England" July 11, 2000.	
✓		Business Wire, Inc., Business Wire: "Net's Only Interactive Jukebox DiscJockey.com employs Real Networks G2 Streaming Media" August 12, 1998	
✓		News & Record (Greensboro, NC): "Relax on Web with Internet Radio; Internet Radio isn't perfect, but where else can you hear Austrian Yodeling?" June 15, 1998	
✓		Business Wire, Inc., Business Wire: "LoveBeat: Cupid's Home on the Net; DiskJockey.com Launches the LoveBeat LIVE Interactive Request & Dedication Channel" February 4, 1999.	
✓		PR Newswire Association, Inc., PR Newswire: "DiskJockey.Com and CDnow Announce Marketing Partnership" September 15, 1998	
✓		PR Newswire Association, Inc., PR Newswire: "DiscJockey.com Chooses MediaAmerica as Streaming Media Ad Sales Representative" June 5, 2000	
4216		Globe Newspaper co., The Boston GLOBE: "DiskJockey.com grows from grass-roots."	
✓		The Financial Times Limited, Financial Times (London): "Companies & Finance the Americas: Bertelsmann sees Napster's future in other media" April 11, 2001	
4220		Napster Buys Gigabeat	
✓		The Times Mirror Company; Los Angeles Times: "California; Judge says Napster Shutdown Possible; Court: The Song-Sharing Company is Scolded in a Hearing to Monitor its Compliance with an Anti-Piracy Injunction" April 11, 2001	

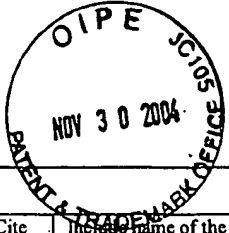
Examiner Signature		Date Considered	9/16/05
-----------------------	---	-----------------	---------

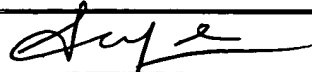
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
<i>h</i>		Newsday, Inc., Newsday: "Napster has bought Gigabeat, Company is known for software filtering" April 11, 2001	
<i>h</i>		The Chronicle Publishing Co., The San Francisco Chronicle: "Judge gives Napster 'F' for effort" April 11, 2001	
<i>h</i>		The Deal L.L.C., Daily Deal (New York): "Napster acquires Gigabeat" April 10, 2001	
<i>h</i>		Investor's Business Daily, Inc. Investor's Business Daily: "Internet Audio Sick of the Same Old Song? Try These Sites" April 3, 2001	
<i>h</i>		Post-Newsweek Business Information, Inc., Newsbytes: "Gigabeat Says It's The Future of Music Delivery" January 24, 2001	
<i>h</i>		Time, Inc., Time Digital: "You're the One that I Want; Finding the latest music online has never been easier. Finding music you really like is a bit tougher. So let your Mubu be your guide" January 2001	
<i>h</i>		News Aktuell - DPA Firmengruppe, OTS Originaltextservice: "Gigabeat Introduces Next Generation Personalization Technology for Music/ Music Technology Platform Enables Personalization Applications for Portals, Software and Subscription Services" October 31, 2000	
<i>h</i>		PR Newswire Europe Limited, PR Newswire European: "Gigabeat Introduces Next Generation Personalisation Technology for Music" October 31, 2000	
<i>h</i>		PR Newswire Association, Inc., PR Newswire: "Gigabeat Introduces Next Generation Personalisation Technology for Music" October 11, 2000	
<i>h</i>		Time, Inc., Time Digital: "Where To Find Legal Music" October 2000	
<i>h</i>		PR Newswire Association, Inc., PR Newswire: "Gigabeat Releases Product Suite for Visual Navigation of Music and Other Digital Media; Patented Data Visualization Technology Gives partners Ability to Recommend and Package Their Media Content" September 27, 2000	
4246		FT Asia Intelligence Wire, PR Newswire Association, Inc., PR Newswire: Gigabeat selected by Red Herring magazine, as one of the top 20 "hottest private companies in the digital entertainment industry".	
<i>h</i>		Business Wire, Inc., Business Wire: "Gigabeat Opens its Gateway to Liquid Audio and Strengthens its Music Offering" July 12, 2000	
<i>h</i>		Newsweek, Newsweek: "Hitting the Right Notes" July 3, 2000	
<i>h</i>		FT Asia Intelligence Wire, PR Newswire Association, Inc., PR Newswire: "CDDDB Adds Artificial Intelligence to Service" June 14, 2000	
4253-			
4255		Business Wire, Inc., Business Wire: Gigabeat launches one-stop online gateway for music fans	

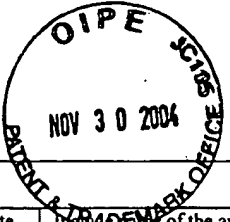
Examiner Signature	<i>Day</i>	Date Considered	9/16/05
-----------------------	------------	-----------------	---------


*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
<input checked="" type="checkbox"/>		Gale Group, Inc., IAC Newsletter Database: Newsbytes News Network, Newsbytes PM: "Online Gateway Finds Any Web-based Music" June 1, 2000	
<input checked="" type="checkbox"/>	4258-4261	Internet Document; Reasononline (http://reason.com); Article - general discussion re ONLINE MUSIC	
<input checked="" type="checkbox"/>		Billboard Publications, Inc., Billboard: Untitled, List of Websites, definitions and tools for music fans, November 13, 1999	
<input checked="" type="checkbox"/>		Time, Inc., Entertainment Weekly: "Beat Bots; It's Digital vs. human deejays on the Web. So far, the hard discs have it" October 15, 1999	
<input checked="" type="checkbox"/>		VNU, Computing: "Technique; Internet Radio; Quite Literally Webtastic" September 23, 1999	
<input checked="" type="checkbox"/>		Gruner - Jahr USA Publishing, Fast Company: "Listen Up! The Web Makes Noise" September 1999	
<input checked="" type="checkbox"/>		Reed Elsevier Inc., Daily Variety: "Sites For Sound" August 30, 1999	
<input checked="" type="checkbox"/>	4282	Daily News, L. P., Daily News (New York): Internet radio is here - the how and what of it.	
<input checked="" type="checkbox"/>	4283	St. Louis Post Dispatch: Use Imagine Radio and Real Player G2 (or Microsoft Windows Media Player) to become your own disc jockey.	
<input checked="" type="checkbox"/>	4284	The Chicago Tribune Company, The Chicago Tribune: Chicago Sports Final Edition, KIDNEWS; Pg 5; Zone: C; Playing around. Nothing but Net, June 29, 1999	
<input checked="" type="checkbox"/>	4285	Newsday, Inc., Newsday (New York): "Coing Radio Ga Ga/ Use Your PC and the Net to tune in to Talk or Music" July 14, 1999	
<input checked="" type="checkbox"/>	4290	Time, Inc., Entertainment Weekly: Site recommendations for Web-based movies, TV, Books, Music & miscellaneous.	
<input checked="" type="checkbox"/>	4296	Gannett Company, Inc., USA Today: RealNetworks' Realguide offers concerts, music, news, police scanners and video online.	
<input checked="" type="checkbox"/>	4297	The New York Times Co., The New York Times: "Library/Internet Radio; Listeners Take on Role of the Deejay" November 5, 1998	
<input checked="" type="checkbox"/>	4298	Sentinel Communications Co., Orlando Sentinel: "Getting Tuned In to Internet Radio Sites" September 18, 1998	
<input checked="" type="checkbox"/>		PR Newswire Association, Inc., PR Newswire: Untitled, Financial News Section, March 11, 1998	
<input checked="" type="checkbox"/>		PR Newswire Association, Inc., PR Newswire: "IUMA Partners with Listen.com to Provide Artists with IUMA's Website Creation Tools" January 4, 2000	
<input checked="" type="checkbox"/>		Editor & Publisher Co., Inc. Editor & Publisher Magazine, "Musical notes from the underground 'Garage Bands' Roclin All Over the World" January 3, 2000	

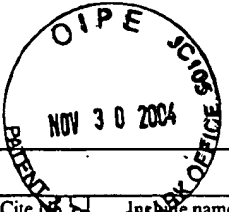
Examiner Signature		Date Considered	9/16/05
-----------------------	---	-----------------	---------


*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Information of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
✓		PR Newswire Association, Inc., PR Newswire: "EMusic.com to Acquire Tunes.com, Rolling Stones.com & DownBeatJazz.com; Top Seller of Downloadable Music Expands Reach With One of the Internet's Most-Trafficked Music Networks" November 30, 1999	
✓		PR Newswire Association, Inc., PR Newswire: "IUMA to share advertising Revenue with all IUMA Artist on an on Going Basis; Challenges MP3.com and Other Emerging Artist Web Sites to Match the Offer by Compensating Unsigned Artist Fairly" November 15, 1999	
✓		PR Newswire Association, Inc., PR Newswire: "Reinventing Radio Internet Startup-Kerbango-Debuts at Upside's Launch!; Former Apple, Power Computing and OnRadio Execs Announce New Internet Radio Services and Appliances" October 13, 1999	
✓		Informa Publishing Group Plc., Music & Copyright "Independents and Unsigned Acts Increase Interest Activity while SDMI is Delayed" October 6, 1999	
✓		Billboard Publications, Inc., Billboard: "BMI, EMusic Plan Downloads & Writer Sites" September 25, 1999	
✓		Business Wire, Inc., Business Wire: "BMI, EMusic.com Announce Licensing Agreement and e-Commerce Agreement" September 16, 1999	
4326-4327		PR Newswire Article: "EMusic.com Now Offers Music from digital pressure for Sale in MP3, EMusic.com Also Competes Acquisition of Internet Underground Music Archive (IUMA)"	
✓		Informa Publishing Group Plc., Music & Copyright "The Opportunities and Threats Posed by Digital Distribution for the Record Industry" February 24, 1999	
✓		Informa Publishing Group Plc., Music & Copyright: "Digital Distribution to be the Fastest Growing Sector of US Music Business" December 16, 1998	
✓		Journal Sentinel Inc., Milwaukee Journal Sentinel (Wisconsin): "An Internet Jukebox.Gains in Popularity" November 29, 1998	
✓		The Financial Times Limited, Financial Times (London): "Digital jukebox makes sweet sound of music on the internet: The success of a small US site has big implications for the mainstream industry" November 19, 1998	
✓		NLP IP Company, Inc., a Subsidiary of American Lawyer Media, Inc., Multimedia & Web Strategist: "Speedbumps on Information Highway; Digital Distribution of Music: How Current Trends Affect Industry" October 1998	
✓		Globe Newspaper Company, The Boston Globe: "Wired for Sound; Tired of being programmed by the music machine? The Net sets you free" August 21, 1998	
4346-4349		National Public Radio, Inc.: NPR WEEKLY EDITION transcript: Internet Underground Music Archive (IUMA) is largest catalog of CD songs on the Internet. (MP-3 compressed)... provides off-label artists.	

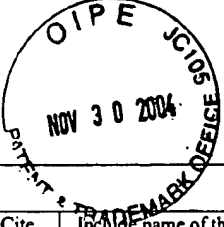
Examiner Signature		Date Considered	9/16/05
--------------------	---	-----------------	---------


*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No.	Name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
4350		National Public Radio, Inc.: WEEKEND EDITION - Music on the Net; Music online Sites -	
4351		CDnow.com; Internet Underground Music Archive (IUMA); IndyMusic.com: (free tunes for SHOCKWAVE add-on equipped browsers.	
4352		Internet Document: Menu of Audio titles available for download (dates from 8/25/99 - 10/18/00);	
4361		www.window95.com/windows/audio.html	
✓		CMP Information Ltd, Music Business International: "Liquid Audio" December 1997	
✓		Business Wire, Inc., Business Wire: "Knitting Factory to Sell Music Over the Internet Via Liquid Audio's Secure Music Delivery System" July 21, 1997	
		Internet Doc: Liquid Music Player by Liquid Audio, Inc. (Mac); listen to music & view info:	
		www.downseek.com/download/3679.asp	
		Internet Doc: Edupage Newsletter (Educom consortium); Various articles include LIQUIE AUDIO's MUSICPLAYER SOFTWARE - CD (incorporates security that prevents users from burning more than one CD); www.ee.surrey.ac.uk/Contrib/Edupage/1997/11/04-11-1997.html	
✓		Industry Standard Communications, Inc., The Industry Standard: "MP3.com's New Tools Break Rules" January 24, 2000	
✓		Newsweek, Newsweek: "MP3.com's New Tune" January 24, 2000	
✓		Information Access Company, a Thomson Corporation Company; ASAP, San Diego Business Journal, "Successful MP3.com Continues Reinventing Itself" January 24, 2000	
✓		BPI Communications, Inc., Billboard: "MP3.com Service Raises Some Industry Eyebrows" January 22, 2000	
✓		Billboard Publications, Inc., Billboard: "Sites + Sounds Spotlight: Where the Downloads Are" November 13, 1999	
✓		John Fairfax Publications Pty Ltd., Business Review Weekly: "On the Web, Music Is Better Than Sex" October 29, 1999	
✓		Living Media India Ltd., Computers Today: "Jukebox in the Sky" September 30, 1999	
✓		Information Access Company, a Thomson Corporation Company; ASAP, San Diego Business Journal: "MP3 event sings of industry's growth; MP3 Summit" June 21, 1999	
✓		Time, Inc., Fortune: "How the Internet Hits Big Music" May 10, 1999	
✓		Industry Standard Communications, Inc., The Industry Standard: "A Few Truths About MP3.com" March 22, 1999	
✓		CMP Information Ltd., Studio Sound: "The Musical Internet" March 1999	
		Internet Doc: Wired News: "NAPSTER: MUSIC IS FOR SHARING" by Sullivan, Jennifer;	
		www.wired.com/news/technology/0,1282,32151,00.html	
✓		The Washington Post, The Washington Post: "Big Record Labels Start to Like the Sound of Online Music" January 30, 2000	

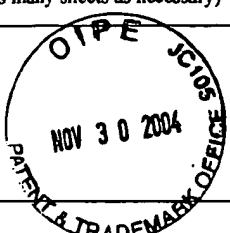
Examiner Signature		Date Considered	9/16/05
--------------------	---	-----------------	---------

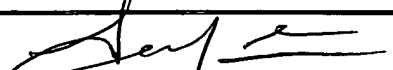
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
N		Michigan Daily via U-Wire, University Wire: "Is downloadable music the .wav of the future?" January 27, 2000	
N		Journal Sentinel, Inc., Milwaukee Journal Sentinel: "New Programs simplify MP3 music search" January 25, 2000	
N		South Bend Tribune Corporation, South Bend Tribune: "Industry fights to stop free copies" January 24, 2000	
N		The New York Times Company, The New York Times: "MP3 Trading Service Can Clog Networks on College Campuses" January 20, 2000	
N		OSU Daily Barometer via U-Wire, University Wire: "Oregon State U continues to block MP3 Web site" January 19, 2000	
N		Toronto Star Newspapers, Ltd., Hamilton Spectator: "Surfing wave of MP3s; Music industry fears losing business but fans, artists enjoy benefits of sampling" January 14, 2000	
N		Knight Ridder/Tribune News Service, The Philadelphia Inquirer: "CDNow offering wares on Napster" January 12, 2000	
N		Daily Northwestern via U-Wire, University Wire: "Music server banned from Northwestern U. network" January 7, 2000	
N		The Arizona Republic, The Arizona Republic: "Music For A Song Web Users can Get Free Tunes by giving small bands a hit" January 6, 2000	
N		Micromedia Limited, Canadian Business and Current Affairs, United Western Communications Ltd., Report Newsmagazine: "The campaign to stop Web Music piracy" January 3, 2000	
N		Informa Publishing Group Plc., Music and Copyright: "RIAA Sues Napster for \$100,000 Per Unauthorised Recording it Distributes" December 15, 1999	
N		The Providence Journal Company, Providence Journal-Bulletin: "More For your Money- Cybertalk- Music shareware skips over detail of copyright law" November 29, 1999	
N		Time, Inc., Time Magazine: "The Year In Science and Technology; We learned amazing things about the outer reaches of space and the inner workings of the human body" Winter 2000	
N		Micromedia Limited, Canadian Business and Current Affairs, CB Media Ltd., Profit: The Magazine for Canadian Entrepreneurs: "Canadians.com: the Internet has long promised vast global opportunities. Finally, Canada's entrepreneurs are taking charge" September 1999	
N		Sun Media Corporation, London Free Press: "Net Site Aims for Global Database so Far, Internet Service has been making sweet MusicMusicMusic" July 30, 1999	
N		Informa Publishing Group Plc., Music and Copyright: "RIAA" May 19, 1999	
N		Toronto Star Newspapers, Ltd., The Toronto Star: "Facing the Music" January 21, 1999	

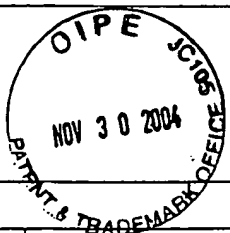
Examiner Signature		Date Considered	9/16/05
-----------------------	---	-----------------	---------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
✓		Information Access Company, a Thomson Corporation Company; ASAP, Plesman Publications Ltd., Computer Dealer News: "Musicmusicmusic holds keys to Web-based selling; Musicmusic Inc." December 15, 1997	
✓		Post-Newsweek Business Information, Inc., Newsbytes, "Metasearches often are best bet" January 13, 1999	
✓		The Press Enterprise Co., Press Enterprise: "Scouring the Net; Site of the Week" January 4, 1999	
✓		Glasser LegalWorks, Internet Law Researcher: "Around the Legal Web Sites" December 1998	
✓		Tower Media, Inc., The Daily News of Los Angeles: "Download of Controversy; MP-3 Format Makes it Easy to Move Music" November 7, 1998	
✓		Information Access Company, a Thomson Corporation Company; ASAP, Ziff-Davis Publishing Company, PC/Computing: "Find Your Specialty; Directory" November 1998	
✓		Plain Dealer Publishing Co., Plain Dealer: "Music Lover Dances to; Difficult Anti-Piracy Tune" October 24, 1998	
✓		Living Media India Ltd., Computers Today: "Web Sites, News, Net Tools" October 15, 1998	
✓		Daily Bruin via U-Wire, University Wire: "Search engine created by Bruins undergoes multimedia Improvements" October 6, 1998	
✓		Times Printing Company, The Chattanooga Times: "You can leave the world behind on a fall hike" September 24, 1998	
✓		Gannett Company, Inc., USA Today: "Big Bird has some advice for the folks" September 23, 1998	
✓		Newsweek, Newsweek: "A Smart Search Engine" September 14, 1998	
✓		The Austin American-Statesman, Austin American-Statesman (Texas): "Searching for the right job; Recent grads' search for success ends" September 5, 1998	
✓		The Times Mirror Company, Los Angeles Times: "The Cutting Edge; New Search Engine Scours Web for Multimedia sites; Internet: UCLA Student Project Quickly Evolves to Establish A High-Traffic Niche" August 31, 1998	
✓		PR Newswire Association, Inc., PR Newswire: "Scour.net web site offers first multimedia search engine and guide; Innovative new Search engine finds multimedia on the internet; search site feature largest ever image thumbnail index with over one million images" August 18, 1998	
✓		PR Newswire Association, Inc., PR Newswire: "WildTangent Launches Beta of its 3D Audio Driver Plug-In for Sonique and Winamp Players; Free SDK Allows Web Developers to Create Custom Visualizations" January 25, 2000	

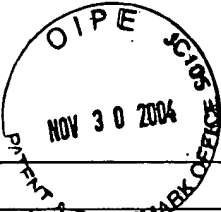
Examiner Signature		Date Considered	9/16/05
-----------------------	---	-----------------	---------

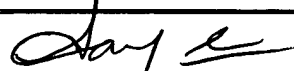
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
<i>h</i>		Des Moines Register, Des Moines Register: "Free and easy; Using mp3 software, access to thousands of popular songs is available on the Net without permission from record companies" December 6, 1999	
<i>h</i>		Financial Times Information, Global News Wire, VNU Business Publications Ltd., Newswire: "Lycos Acquires Gamesville.com for \$207 M" November 24, 1999	
<i>h</i>		Business Wire, Inc., Business Wire: "Lycos Music Launches as the Ultimate Online Music Destination for Both Listeners and Artist; Alliances with Rolling Stone, Billboard, Fast Search and Transfer, and Listen.com" November 15, 1999	
<i>h</i>		Financial Times Information, Global News Wire: "Features: Cutting the Chords: MP3 has replaced sex as the biggest thing on the internet. Captain internet provides a concise guide for the perplexed" November 2, 1999	
<i>h</i>		Newsday, Inc., Newsday: "Continuing Ed/Turning your PC into a Digital Jukebox" October 20, 1999	
<i>h</i>		The Houston Chronicle Publishing Company, The Houston Chronicle: "Software" October 15, 1999	
<i>h</i>		Information Access Company, a Thomson Corporation Company; ASAP, EMAP Media Ltd., Internet Magazine: "Sonique; Brief Article" September 1, 1999	
<i>h</i>		Tower Media, Inc., The Daily News of Los Angeles: "Digital L.A.; Lycos gives a boost to Music on the Net" August 14, 1999	
<i>h</i>		Globe Newspaper Company, The Boston Globe: "Lycos buys into notion MP3 more popular than sex" August 6, 1999	
<i>h</i>		Business Wire, Inc., Business Wire: "Lycos Acquires Sonique Music Player; Sonique with Millions of Downloads, Provides Users Seamless Access to Static and Streaming Audio Files" August 6, 1999	
<i>h</i>		The New York Times Company, The New York Times: "Music; The MP3 Revolution : Getting With it" July 18, 1999	
<i>h</i>		M2 Communications Ltd., M2 Presswire: "Intertrust, InterTrust/Mediascience announce MetaTrust-certified Sonique Media Player" June 16, 1999	
<i>h</i>		Time, Inc., Entertainment Weekly: "Gimme th@t; the latest and coolest in wired widgetry" November 6, 1998	
<i>h</i>		Informa Publishing Group Plc., Music and Copyright: "AOL-Time Warner Looks set to speed up digital distribution of Entertainment content" January 19, 2000	
<i>h</i>		The Austin American-Statesman, Austin American-Statesman: "You've got music! Time Warner, AOL deal could pump up delivery of" January 17, 2000	

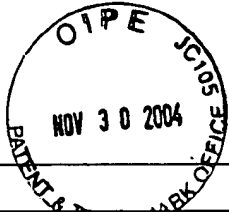
Examiner Signature	<i>Daye</i>	Date Considered	9/16/05
-----------------------	-------------	-----------------	---------

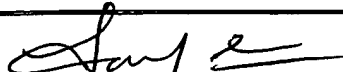
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No.†	Included in the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T‡
✓		The Washington Post, The Washington Post: "Deal May Make Online Music Pay" January 12, 2000	
✓		Crain Communications, Inc., Advertising Age, "To witness broadband era's first impact, tune in to radio" January 10, 2000	
✓		Business Wire, Inc., Business Wire: "AOL, Inc. Appoints Chris Douridas to Vice President of Music Programming for AOL's Spinner, Winamp and Shoutcast Brands" December 8, 1999	
✓		Business Wire, Inc., Business Wire: "MP3Lit.com Inc. Partners with AOL's Spinner.com to Provide Spoken Word Audio Content for Playlist-To-Go" December 2, 1999	
✓		Business Wire, Inc., Business Wire: "K-tel Online Partners with AOL's Spinner.com to Provide Music Content for Playlist-To-Go; Deal Exposes K-tel.com to 1.7 Million Unique Users Per Month" December 1, 1999	
✓		Time, Inc., Fortune Special: "Tune In; MP3 goes mainstream, but Internet music has yet to find its perfect form" December 1, 1999	
✓		PR Newswire Association, Inc., PR Newswire: "EMusic.com to Provide Its Quality Catalog Through AOL Spinner.com's New Music Download Service, Playlist-to-go (TM)" December 1, 1999	
✓		Business Wire, Inc., Business Wire: "AOL's Spinner.com to Celebrate 'The Best of Y1K'; Spinner.com Highlights top Songs from the 20th Century In Six Different Categories" November 11, 1999	
✓		PR Newswire Association, Inc., PR Newswire: "Elektra Records, AOL's Spinner.com, Winamp Brands, AOL Music and Mjuice.com Bring 'Anything' to Internet Fans Hungry for Preview of Third Eye Blind's New Album 'Blue'" November 3, 1999	
✓		Plain Dealer Publishing Co., Plain Dealer: "Musicians; Spread Work; On Internet" October 16, 1999	
✓		Time, Inc., Entertainment Weekly: "Beat Bots; It's digital vs. human deejays on the Web. So far, the hard discs have it." October 15, 1999	
✓		Business Wire, Inc., Business Wire: "America Online Inc.'s Spinner.com Unveils All New Spinner.com 3.0" October 6, 1999	
✓		Business Wire, Inc., Business Wire: "AOL Inc.'s Spinner.com Announces World Premiere of Maverick Records' Meshell Ndegeocello's Latest Single, 'Grace'" August 11, 1999	
✓		Times Mirror Company, Los Angeles Times: "The Cutting Edge: Focus on Technology; Cyberspace; Web Surfing For the Next Wave In Radio" August 2, 1999	
✓		Industry Standard Communications, Inc., The Industry Standard: "Music Biz Plugs In" July 26, 1999	

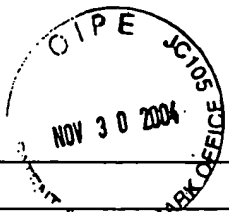
Examiner Signature		Date Considered	9/16/05
-----------------------	---	-----------------	---------

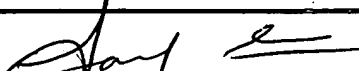
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No.¹	Included in the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
<input checked="" type="checkbox"/>		Newsday, Inc., Newsday: "Going Radio GA GA / Use your PC and the Net to Tune in to Talk or Music" July 14, 1999	
<input checked="" type="checkbox"/>		Billboard, Publications, Inc., Billboard: "AOL Buys Make it Web Music Force" June 12, 1999	
<input checked="" type="checkbox"/>		The Guardian Newspapers Limited, The Guardian: Untitled; Regarding Spinner.com, May 31, 1999	
<input checked="" type="checkbox"/>		PR Newswire Association, Inc., PR Newswire: "Musicmaker.com to be Exclusive Provider of Custom CDs for Spinner.com, Leading Internet Music Broadcaster of 1.5 Million Songs per Day to 2.5 Million Listeners" May 26, 1999	
<input checked="" type="checkbox"/>		Billboard, Publications, Inc., Billboard: "Yahoo! Begins Webcasting With 10 Online Channels" May 22, 1999	
<input checked="" type="checkbox"/>		The New York Times Company, New York Times: "Trying to Move On-line Radio Beyond a Niche" May 17, 1999	
<input checked="" type="checkbox"/>		Business Wire, Inc., Business Wire: "Spinner.com Provides Audio Programming and Technology for Yahoo! Radio; Spinner.com Lends Internet Music Leadership and Expertise to Create Awareness and Usage of Its Service" May 11, 1999	
<input checked="" type="checkbox"/>		Business Wire, Inc., Business Wire: "Spinner.com Partners with Record Label Phoenix Media for Internet Broadcast of Exclusive Live Recordings by Marquee Artists" May 4, 1999	
<input checked="" type="checkbox"/>		Business Wire, Inc., Business Wire: "Spinner.com Signs Landmark Deal to Drive Millions of Downloads of Spinner Plus and Real Networks' RealPlayer G2" April 27, 1999	
<input checked="" type="checkbox"/>		Business Wire, Inc., Business Wire: "Spinner.com Announces Strategy to Reach Broadband Consumers; Opens New Markets, Showcases CD-Quality Audio Content" March 9, 1999	
<input checked="" type="checkbox"/>		Badger Herald via U-Wire, University Wire: "Spinner.com: Internet killed the radio star" February 10, 1999	
<input checked="" type="checkbox"/>		Asia Pulse Pte Limited, ASIA Pulse: "Spinner.com Goes Global with Japan Investment/Partnership" February 8, 1999	
<input checked="" type="checkbox"/>		Post-Newsweek Business Information, Inc., Newsbytes: "Spinner.com Gains Support From Intel and Sony" February 1, 1999	
<input checked="" type="checkbox"/>		The New York Times Company, The New York Times: "Library/Internet Radio; On Spinner, Wide Range of Choices" November 5, 1998	
<input checked="" type="checkbox"/>		M2 Communications Ltd., M2 Presswire: "Sun Microsystems, Spinner.com turns to Sun to transform into online music powerhouse" October 28, 1998	
<input checked="" type="checkbox"/>		Chicago Tribune Company, Chicago Tribune: Radio Waves; There's more than music in the air for those who tune in to web broadcasts" October 8, 1998	

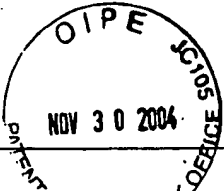
Examiner Signature		Date Considered	9/16/05
--------------------	---	-----------------	---------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 2625
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
✓		Simba Information Inc., Electronic Advertising & Marketplace Report: "Spinner.com picks up sponsors, Launches Rich Media Format" October 6, 1998	
✓		Tower Media, Inc., The Daily News of Los Angeles: "Digital L.A.; Redefining radio: Stations large and small riding a new wave on the Net" October 3, 1998	
✓		Business Wire, Inc., Business Wire: "Spinner.com puts more than 100 channels of continuous music on listeners' Web pages; Scores rave reviews" September 29, 1998	
✓		Plain Dealer Publishing Co., Plain Dealer (Cleveland): "Spinner Web site catches your ear" September 5, 1998	
✓		Business Wire, Inc., Business Wire: "Spinner.com names media and publishing veteran to lead sales and commerce efforts; Publisher of Inc. Magazine joins Internet music innovator as Executive Vice President" July 28, 1998	
✓		The Chronicle Publishing Co., The San Francisco Chronicle: "A new dimension in music videos; MTV gets a run for its money with interactive videos" July 20, 1998	
✓		Business Wire, Inc., Business Wire: "Internet music pioneer TheDJ.com morphs into Spinner.com" July 15, 1998	
✓		The New York Times Co., The New York Times: "Trying to move online radio beyond a niche" May 17, 1999	
✓		Badger Herald via U-Wire, University Wire: "Spinner.com: Internet killed the radio star" February 10, 1999	
✓		The Chronicle Publishing Co., The San Francisco Chronicle: "New dimension in music videos" July 20, 1998	
✓		Business Wire, Inc., Business Wire: "Internet music pioneer TheDJ.com morphs into Spinner.com" July 15, 1998	
✓		Business Wire, Inc., Business Wire: "Spin and Vibe magazine exec named to head business development at TheDJ.com; Fred McIntyre appointed to lead distribution, content and advertising partner efforts" June 23, 1998	
✓		Time Inc., Time Magazine: "Playing to different scores" June 1, 1998	
✓		Business Wire, Inc., Business Wire: "TheDJ.com plays a tribute to Frank Sinatra; Internet music broadcaster launches a "SinatraStyle" Channel" May 16, 1998	
✓		Business Wire, Inc., Business Wire: "El Nino: The soundtrack? Internet music service TheDJ.com compiles the first all-weather-disaster playlist" April 16, 1998	
✓		Business Wire, Inc., Business Wire: "TheDJ.com completes third round of financing; leading investors in innovative Internet media and technology ventures provide funding, leadership" April 8, 1998	

Examiner Signature		Date Considered	9/16/05
-----------------------	---	-----------------	---------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176 <i>2625</i>
NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
<i>h</i>		Business Wire, Inc., Business Wire: "TheDJ.com introduces new version of the TheDJ Player; Software for version 3.0 of TheDJ Player available for downloading" March 3, 1998	
<i>h</i>		M2 Communications Ltd., M2 Presswire: "Realnetworks; Internet music forerunner TheDJ.com teams with RealNetworks" February 5, 1998	
<i>h</i>		Business Wire, Inc., Business Wire: "The DJ Network announces TheDJ music partner program for record labels" February 26, 1997	
<i>h</i>		The Times Mirror Company; Los Angeles Times: "Postcard from Cyberspace; The Cutting Edge; RealAudio gives rise to online radio programs" July 8, 1996	
<i>h</i>		M2 Communications Ltd., M2 Presswire: "Terraflex Data Systems; TheDJPlayer - first windows application built on the RealAudio player engine" June 7, 1996	
<i>h</i>		Business Wire, Inc., Business Wire: "Terraflex launches TheDJ Website introducing virtual DJ technology, the answer to commercial free radio" April 22, 1996	
<i>h</i>		RAAGA - Indian Film Music: Internet research page: graphic of Indian web page with dialog box for ordering "the Free Real Player G2" http://web.archive.org/web/19990125102537/http://www.raaga.com/	
<i>h</i>		Businessweek.com - Internet download: "POINTCAST: The Rise and Fall of an Internet Star" http://www.businessweek.com:1999/99_17/b3626167.htm?scriptFramed , printed May 20, 2004	
<i>h</i>		http://www.wired.com/news/download/pointcast.html : Internet research page(s) - "Use the Pointcast Business Network to Get Wired News" printed May 20, 2004	
<i>h</i>		www.keyscreen.com/Keyscreen(s)4/PCN.htm : Internet research page(s) - "Keyscreen.com - Pointcast Network Download and Screenshot (Point Cast Network)" printed May 20, 2004	
<i>h</i>		sfgate.com: Internet research page(s) - "Move Over, Pirate Radio - from a Bernal Heights garage, Internet station SomaFM plays tunes for the whole wide world, and it's all perfectly legal" June 30, 2004	

Examiner Signature	<i>[Signature]</i>	Date Considered	9/16/05
-----------------------	--------------------	-----------------	---------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

SHEET 1 OF 1

INFORMATION DISCLOSURE
CITATION IN AN APPLICATION

(PTO-1449)

ATTY. DOCKET NO.
60039-0710SERIAL NO.
09/843,286APPLICANT
Aviv EYAL, et al.FILING DATE
April 25, 2001GROUP
217T 2176

U.S. PATENT DOCUMENTS

EXAMINER'S INITIALS	PATENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
<i>W</i>	6,134,680	10/17/00	Yeomans	—	—	
<i>W</i>	6,016,504	1/18/00	Arnold et al.	—	—	
<i>W</i>	6,011,537	1/4/00	Slotznick	—	—	
<i>W</i>	5,297,042	3/22/94	Morita	—	—	

FOREIGN PATENT DOCUMENTS

EXAMINER'S INITIALS	PATENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						Yes	No

OTHER ART (including prior art, foreign patent pages, etc.)

EXAMINER

Aug 2

DATE CONSIDERED

2/20/04

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.